



CITY OF CHICO OFFICIAL PLANNING DIRECTOR INTERPRETATION

Authority: **Chico Municipal Code Section 19.02.030 (Procedures for interpretations)**

Applicable Code Sections: **Section 19.040.020 F ("Definitions, 'F'")**.

Discussion: The Code's definition of "Alcoholic Beverage Establishment" is not clearly written. This interpretation clarifies that Alcoholic Beverage Establishment is a principal land use category that does not apply to properties where the following two conditions both occur: (1) the principal land use is defined separately in Title 19, and, (2) the sale of alcohol meets the Title 19 definition for an accessory use. This interpretation also clarifies that an alcoholic beverage establishment does not necessarily need to serve food in order to meet the definition of an alcoholic beverage establishment.

Interpretation:

Alcoholic Beverage Establishment (land use). Any establishment which sells, offers, or dispenses any alcohol, and/or any establishment which has applied for or intends to apply for, or which has obtained, a liquor license from the California Department of Alcoholic Beverage Control (ABC) for the sale of alcohol, ~~and where the serving of food is only incidental to the sale of alcoholic beverages and the conduct of other permitted uses in the zoning district.~~ . **This definition shall not include uses wherein the sale, offer, or dispensing of alcohol is incidental to the conduct of a permitted use.**

This Official Interpretation is effective immediately and will require an amendment to Title 19 Land Use and Development Regulations.

A handwritten signature in black ink, appearing to read "Stephen Peterson", written over a horizontal line.

Stephen Peterson, Planning Services Director

Date: December 18, 2008